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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
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11 CYNTHIA KAPPENMAN COHEN,
12 Plaintiff,
13 vs.
14 CLARK COUNTY SCHOOL DISTRICT,
15 et al.,
16 Defendants.

CASE NO. 11-CV-1619-MLH-RJJ

**ORDER DENYING WITHOUT
PREJUDICE PLAINTIFF'S
MOTION REGARDING
WITNESSES**

[Doc. No. 75]

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18 On September 10, 2012, Plaintiff Cynthia Kappenman Cohen, proceeding pro se, filed
19 a motion seeking a protective order regarding witnesses. (Doc. No. 75.) On September 11,
20 2012, Defendant Clark County School District ("CCSD") filed a response in opposition to
21 Plaintiff's motion. (Doc. No. 80.) For the reasons below, the Court **DENIES** Plaintiff's
22 motion without prejudice.

23 **Discussion**

24 In her motion, Plaintiff requests that the Court stay on high alert to the names mentioned
25 in her second amended complaint ("SAC"). (Doc. No. 75 at 2.) Plaintiff alleges that the
26 names mentioned in her SAC could be subject to retaliation or harassment by Defendant
27 CCSD. (*Id.*) Plaintiff requests that the Court issue an order regarding the protection of
28 witnesses from harassment, retaliation, or discrimination, but without providing any facts to

1 support the request. (Id. at 3.)

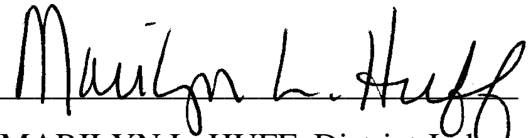
2 In its opposition, Defendant CCSD argues that Plaintiff's motion should be stricken
3 because it is not a proper motion upon which relief can be granted. (Doc. No. 80 at 3-5.)
4 CCSD also argues that the motion should be denied because it fails to allege any inappropriate
5 conduct that has taken place in this case. (Id. at 5.) The Court agrees. Plaintiff's motion is
6 based entirely on speculation that people who provide testimony or information against
7 Defendant CCSD in this case will be subjected to retaliation and harassment by Defendant.
8 To establish entitlement to equitable relief, a Plaintiff must show that there is a likelihood of
9 a substantial and immediate irreparable injury. City of Los Angeles v. Lyons, 461 U.S. 95, 103
10 (1983). The accusations in Plaintiff's motion are purely speculative and hypothetical, not real
11 and immediate. Accordingly, the Court denies Plaintiff's motion without prejudice.

12 **Conclusion**

13 For the foregoing reasons, the Court **DENIES** Plaintiff's motion for a protective order
14 regarding witnesses without prejudice.

15 **IT IS SO ORDERED.**

16 DATED: September 17, 2012

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18 MARILYN L. HUFF, District Judge
19 UNITED STATES DISTRICT COURT
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